

REMARKS

The PTO requires the restriction of the claims in the above-identified application into one of the following three groups of claims.

Group I: Claims 1-29, 32, and 33, allegedly drawn to a nucleic acid comprising a promoter and a set of recombination sites oriented so that transcription is increased after the recombinase acts on the recombinase sites, a vector, a cell, and an organism.

Group II: Claims 30 and 31, allegedly drawn to a nucleic acid comprising a promoter and on member of a recombination set oriented so that transcription is increased after the recombinase acts on the recombinase set.

Group III: Claim 34, allegedly drawn to a nucleic acid comprising a promoter and a set of recombination sites oriented so that transcription is repressed after the recombinase acts on the recombinase sites.

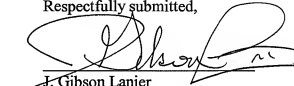
In response, applicants provisionally elect Group I (claims 1-29, 32, and 33) with traverse.

Applicants reserve the right to argue in response to a subsequent substantive Office Action that the cited Passegue reference does not anticipate or render obvious the claimed invention. Further, applicants note that upon allowance of the claims of Group I, the claims of Groups II and III will be allowable under Rejoinder Practice as provided in M.P.E.P. § 821.04.

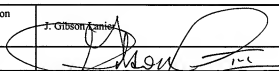
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U.S. APPLICATION NO. 10/533,976

A credit card payment submitted via EFS Web in the amount of \$ 60.00, representing the fee for a small entity under 37 C.F.R. § 1.17(a)(1) and a Request under for a one (1) month Extension of Time under 37 C.F.R. § 1.17 are enclosed. This amount is believed to be correct; however, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0629.

Respectfully submitted,


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CERTIFICATE OF ELECTRONIC TRANSMISSION UNDER 37 C.F.R. § 1.8			
I hereby certify that this correspondence, including any items indicated as attached or included, is being transmitted via electronic transmission via EFS-Web on the date indicated below.			
Name of Person Mailing (Print/Type)	J. Gibson Lanier		
Signature		Date	2/15/08